

MESSAGE NO: 4323302

MESSAGE DATE: 11/19/2014

MESSAGE STATUS: Active

CATEGORY: Antidumping

TYPE: LIQ-Liquidation PUBLIC ☒

NON-PUBLIC ☐

SUB-TYPE: CTDIS-Court ORD Dissolved

FR CITE:

FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-552-802

EFFECTIVE DATE: 07/28/2014

COURT CASE #: 12-00314

PERIOD OF REVIEW: 02/01/2010 TO

01/31/2011

PERIOD COVERED: TO

Notice of Lifting of Suspension Date: 11/19/2014

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: Liquidation instructions for certain frozen warmwater shrimp from Vietnam exported by various companies for the period 02/01/2010 through 01/31/2011 (A-552-802)

Notice of the lifting of suspension occurred on the message date of these instructions . See paragraph 3 below.

1. On 05/29/2014, the U.S. Court of International Trade issued a final decision in the case of Ad Hoc Shrimp Trade Action Committee v. United States and Minh Phu Seafood Corp., et. al. (court no. 12-00314). As a result of this decision, the injunction to which message 2319301 refers, enjoining liquidation of entries which are subject to the antidumping duty order on certain frozen warmwater shrimp from Vietnam for the period 02/01/2010 through 01/31/2011 exported by various companies, dissolved on 07/28/2014.

2. For all shipments of certain frozen warmwater shrimp from the Socialist Republic of Vietnam exported by the firms listed below and entered, or withdrawn from warehouse, for consumption during the period 02/01/2010 through 01/31/2011, assess an antidumping liability equal to 0.88 percent of the entered value of subject merchandise:

Exporter: Camau Frozen Seafood Processing Import Export Corporation ("CAMIMEX") aka Camimex aka

Camau Seafood Factory No. 4 aka

Camau Seafood Factory No. 5 aka

Camau Frozen Seafood Processing Import & Export aka

Camau Frozen Seafood Processing Import Export Corp. (CAMIMEX-FAC 25) aka

Frozen Factory No. 4

Camau Frozen Seafood Processing Import Export Corporation ("CAMIMEX") aka

Camimex aka

Camau Frozen Seafood Processing Import Export Corporation

Case number: A-552-802-001

Exporter: Kim Anh Company Limited

Entries for this entity may have come in under the following case numbers:

Message Date: 11/19/2014

Message Number: 4323302

Page 2 of 12

A-552-802-000

A-552-802-002

A-552-802-047

Exporter: Minh Hai Joint-Stock Seafoods Processing Company ("Seaprodex Minh Hai") aka
Sea Minh Hai aka

Minh Hai Joint-Stock Seafoods Processing Company aka

Seaprodex Minh Hai aka

Seaprodex Min Hai aka

Seaprodex Minh Hai (Minh Hai Joint Stock Seafoods Processing Co.) aka

Seaprodex Minh Hai Factory aka

Seaprodex Minh Hai Factory No. 69 aka

Seaprodex Minh Hai Workshop 1 aka

Seaprodex Minh Hai-Factory No. 78 aka

Workshop I Seaprodex Minh Hai

Entries for this entity may have come in under the following case numbers:

A-552-802-000

A-552-802-003

Exporter: Can Tho Agricultural and Animal Products Import Export Company ("CATACO") aka
CATACO Sole Member Limited Liability Company aka

Can Tho Agricultural and Animal Product Import Export Company ("CATACO") aka

Can Tho Agricultural Products aka

CATACO aka

Can Tho Agricultural and Animal Products Imex Company

Entries for this entity may have come in under the following case numbers:

A-552-802-000

A-552-802-008

A-552-802-056

Exporter: Cafatex Fishery Joint Stock Corporation ("Cafatex Corp.") aka

Cafatex Fishery Joint Stock Corporation ("CAFATEX CORP.") aka

Cantho Animal Fisheries Product Processing Export Enterprise (Cafatex) aka

Cafatex aka

Cafatex Vietnam aka

Xi Nghiep Che Bien Thuy Suc San Xuat Kau Cantho aka

Cas aka

Cas Branch aka

Cafatex Saigon aka
Cafatex Fishery Joint Stock Corporation aka
Cafatex Corporation aka
Taydo Seafood Enterprise aka
Cafatex Corp. aka
Cafatex Corporation
Case number: A-552-802-009

Exporter: Cuulong Seaproducts Company ("Cuu Long Seapro") aka
Cuu Long Seaproducts Limited ("Cuulong Seapro") aka
Cuulong Seapro aka
Cuulong Seaproducts Company ("Cuulong Seapro") aka
Cuu Long Seaproducts Company ("Cuu Long Seapro") aka
Cuu Long Seaproducts Company aka
Cuu Long Seapro aka
Cuulong Seaproducts Company ("Cuu Long Seapro") aka
Cuu Long Seaproducts Limited (Cuulong Seapro) aka
Cuulong Seapro aka
Cuulong Seaproduct Company aka
Cuulong Seaproducts Company
Case number: A-552-802-010

Exporter: Danang Seaproducts Import Export Corporation ("Seaprodex Danang") aka
Danang Seaproducts Import Export Corporation aka
Danang Seaproduct Import-Export Corporation aka
Danang Seaproducts Import Export aka
Danang Sea Products Import Export Corporation aka
Tho Quang Seafood Processing & Export Company aka
Seaprodex Danang aka
Tho Quang Seafood Processing and Export Company aka
Tho Quang aka
Tho Quang Co.
Entries for this entity may have come in under the following case numbers:
A-552-802-000
A-552-802-011
A-552-802-060

Exporter: Minh Hai Export Frozen Seafood Processing Joint Stock Company aka
Message Date: 11/19/2014 Message Number: 4323302 Page 4 of 12

Minh Hai Jostoco aka

Minh Hai Export Frozen Seafood Processing Joint-Stock Company ("Minh Hai Jostoco") aka

Minh Hai Export Frozen Seafood Processing Joint Stock Company ("Minh Hai Jostoco") aka

Minh Hai Export Frozen Seafood Processing Joint-Stock Company aka

Minh Hai Joint Stock Seafood Processing Joint-Stock Company aka

Minh Hai Export Frozen Seafood Processing Joint-Stock Co. aka

Minh-Hai Export Frozen Seafood Processing Joint-Stock Company

Entries for this entity may have come in under the following case numbers:

A-552-802-000

A-552-802-013

A-552-802-063

Exporter: Minh Hai Sea Products Import Export Company ("Seaprimex Co") aka

Ca Mau Seafood Joint Stock Company ("SEAPRIMEXCO") aka

Seaprimexco Vietnam aka

Seaprimexco aka

Seaprimex Co aka

Ca Mau Seafood Joint Stock Company ("Seaprimexco") aka

Minh Hai Seaproducts Import Export Corporation aka

Minh Hai Seaproducts Co Ltd. (Seaprimexco) aka

Ca Mau Seafood Joint Stock Company ("Seaprimexco Vietnam")

Case number: A-552-802-014

Exporter: Nha Trang Fisheries Joint Stock Company ("Nha Trang Fisco") aka

Nha Trang Fisheries Joint Stock Company aka

Nhatrang Fisheries Joint Stock Company aka

Nha Trang Fisco aka

Nhatrang Fisco aka

Nha Trang Fisheries Joint Stock Company ("Nha Trang Fisco") aka

Nha Trang Fisheries, Joint Stock aka

Nha Trang Fisherieies Joint Stock Company (Nha Trang Fisco)

Entries for this entity may have come in under the following case numbers:

A-552-802-000

A-552-802-015

A-552-802-066

Exporter: Sao Ta Foods Joint Stock Company ("Fimex VN") aka

Sao Ta Foods Joint Stock Company aka

Fimex VN aka

Sao Ta Seafood Factory aka

Saota Seafood Factory

Case number: A-552-802-018

Exporter: Coastal Fishery Development aka

Coastal Fisheries Development Corporation ("Cofidec") aka

Coastal Fisheries Development Corporation (Cofidec) aka

COFIDEC aka

Coastal Fisheries Development Corporation aka

Coastal Fisheries Development Co. aka

Coastal Fisheries Development Corp.

Case number: A-552-802-025

Exporter: Cam Ranh Seafoods Processing Enterprise Company ("Camranh Seafoods") aka

Camranh Seafoods

Case number: A-552-802-026

Exporter: Phu Cuong Seafood Processing and Import-Export Co., Ltd. aka

Phu Cuong Seafood Processing and Import Export Company Limited aka

Phu Cuong Jostoco Corp. aka

Phu Cuong Jostoco Seafood Corporation

Entries for this entity may have come in under the following case numbers:

A-552-802-000

A-552-802-027

A-552-802-070

Exporter: Viet Foods Co., Ltd. aka

Nam Hai Foodstuff and Export Company Ltd.

Entries for this entity may have come in under the following case numbers:

A-552-802-030

A-552-802-077

Exporter: Viet Hai Seafood Co., Ltd. aka

Vietnam Fish One Co., Ltd. ("Fish One") aka

Viet Hai Seafoods Company Ltd. ("Vietnam Fish One Co. Ltd.")

Entries for this entity may have come in under the following case numbers:

A-552-802-031

A-552-802-079

Exporter: Investment Commerce Fisheries Corporation (“Incomfish”) aka

Incomfish aka

Investment Commerce Fisheries Corp. aka

Incomfish Corp. aka

Incomfish Corporation aka

Investment Commerce Fisheries aka

Investment Commerce Fisheries Corporation aka

Incomfish Corporation

Entries for this entity may have come in under the following case numbers:

A-552-802-000

A-552-802-033

A-552-802-061

Exporter: Ngoc Sinh Private Enterprise aka

Ngoc Sinh Seafoods aka

Ngoc Sinh Seafoods Processing and Trading Enterprise aka

Ngoc Sinh Fisheries aka

Ngoc Sinh Private Enterprises aka

Ngoc Sinh Seafoods Processing and Trading Enterprises aka

Ngoc Sinh aka

Ngoc Sinh Seafood Processing Company aka

Ngoc Sinh Seafoods (Private Enterprise)

Entries for this entity may have come in under the following case numbers:

A-552-802-000

A-552-802-034

A-552-802-065

Exporter: Bac Lieu Fisheries Company Limited aka

Bac Lieu Fisheries Company Limited (“Bac Lieu”) aka

Bac Lieu Fisheries Joint Stock Company aka

Bac Lieu Fisheries Limited Company aka

Bac Lieu Fisheries Company Limited aka

Bac Lieu Fis

Case number: A-552-802-038

Exporter: Cadovimex Seafood Import-Export and Processing Joint Stock Company

Message Date: 11/19/2014

Message Number: 4323302

Page 7 of 12

("CADOVIMEX-VIETNAM") aka

Cadovimex aka

Cadovimex-Vietnam aka

Cai Doi Vam Seafood Import-Export Company ("Cadovimex") aka

Cai Doi Vam Seafood Import-Export Company (Cadovimex) aka

Cadovimex Seafood Import- Export and Processing Joint Stock Company aka

Cai Doi Vam Seafood aka

Cai Doi Vam Seafood Im-Ex Company (Cadovimex) aka

Cai Doi Vam Seafood import-Export Company aka

Cai Doi Vam Seafood Processing Factory aka

Caidoivam Seafood Company (Cadovimex) aka

Caidoivam Seafood Im-Ex Co.

Case number: A-552-802-039

Exporter: Soc Trang Aquatic Products and General Import Export Company ("Stapimex") aka

Soc Trang Seafood Joint Stock Company ("Stapimex") aka

Soc Trang Seafood Joint Stock Company aka

Soc Trang Aquatic Products and General Import Export Company aka

Stapimex aka

Soc Trang Aquatic Products and General Import Export Company-(Stapimex) aka

Stapimex Soc Trans Aquatic Products and General Import Export Company aka

Stapmex

Entries for this entity may have come in under the following case numbers:

A-552-802-000

A-552-802-019

A-552-802-040

A-552-802-073

Exporter: Thuan Phuoc Seafoods and Trading Corporation aka

Frozen Seafoods Factory No. 32 aka

Seafoods and Foodstuff Factory aka

My Son Seafoods Factory aka

Thuan Phuoc Corp. aka

Seafoods and Foodstuff Factory

Entries for this entity may have come in under the following case numbers:

A-552-802-000

A-552-802-020

A-552-802-041

A-552-802-075

Exporter: UTXI Aquatic Products Processing Company aka
UT XI Aquatic Products Processing Company aka
UT-XI Aquatic Products Processing Company aka
UTXI aka
UTXI Co. Ltd. aka
Khanh Loi Seafood Factory aka
Hoang Phuong Seafood Factory aka
UTXI Aquatic Products Processing Corporation ("UTXICO") aka
UTXI Aquatic Products Processing Corporation aka
UTXICO aka
Hoang Phong Seafood Factory

Entries for this entity may have come in under the following case numbers:

A-552-802-000

A-552-802-042

A-552-802-076

Exporter: Can Tho Import Export Fishery Limited Company ("CAFISH")

Case number: A-552-802-043

Exporter: Gallant Ocean (Vietnam) Co., Ltd. aka

Gallant Ocean (Quang Ngai) Co. Ltd.

Case number: A-552-802-044

Exporter: Phuong Nam Co., Ltd. ("Phuong Nam") aka

Western Seafood Processing and Exporting Factory ("Western Seafood") aka

Phuong Nam Foodstuff Corp. aka

Phuong Nam Co. Ltd.

Entries for this entity may have come in under the following case numbers:

A-552-802-000

A-552-802-045

A-552-802-071

Exporter: Viet I-Mei Frozen Foods Co., Ltd. aka

Viet I-Mei Frozen Foods Co. Ltd. aka

Viet I-Mei aka

Grobtest & I-Mei Industrial (Vietnam) Co., Ltd. aka

Grobest & I-Mei Industry (Vietnam) Co., Ltd. aka
Grobest
Case number: A-552-802-084

Exporter: Amanda Foods (Vietnam) Limited ("Amanda Foods")
Entries for this entity may have come in under the following case numbers:
A-552-802-000
A-552-802-050

Exporter: Nhat Duc Co., Ltd. aka
Nhat Duc Co., Ltd. ("Nhat Duc")
Case number: A-552-802-087

Exporter: C.P. Vietnam Livestock Company Limited aka
C.P. Vietnam Livestock Corporation ("C.P. Vietnam") aka
C.P. Vietnam Livestock Corporation aka
C.P. Vietnam Livestock Co. Ltd.
Entries for this entity may have come in under the following case numbers:
A-552-802-000
A-552-802-006
A-552-802-057

Exporter: Ngoc Tri Seafood Joint Stock Company
Case number: A-552-802-089

Exporter: Vietnam Clean Seafood Corporation aka
VINA Cleanfood
Case number: A-552-802-090

3. These instructions constitute notice of the lifting of suspension of liquidation of entries of subject merchandise covered by paragraph 2. Accordingly, notice of the lifting of suspension occurred on the message date of these instructions. Unless instructed otherwise, for all other shipments of certain frozen warmwater shrimp from the Socialist Republic of Vietnam, you shall continue to collect cash deposits of estimated antidumping duties for the merchandise at the current cash deposit rates or per-unit amounts.

4. There are no injunctions applicable to the entries covered by this instruction.

5. The assessment of antidumping duties by CBP on shipments or entries of this merchandise is subject to the provisions of section 778 of the Tariff Act of 1930, as amended. Section 778 requires that CBP pay interest on overpayments or assess interest on underpayments of the required amounts deposited as estimated antidumping duties. The interest provisions are not applicable to cash or bonds posted as estimated antidumping duties before the date of publication of the antidumping duty order. Interest shall be calculated from the date payment of estimated antidumping duties is required through the date of liquidation. The rate at which such interest is payable is the rate in effect under section 6621 of the Internal Revenue Code of 1954 for such period.

6. Upon assessment of antidumping duties, CBP shall require that the importer provide a reimbursement statement, as described in section 351.402(f)(2) of Commerce's regulations. The importer should provide the reimbursement statement prior to liquidation of the entry. If the importer certifies that it has an agreement with the producer, seller, or exporter, to be reimbursed antidumping duties, CBP shall double the antidumping duties in accordance with the above-referenced regulation. Additionally, if the importer does not provide the reimbursement statement prior to liquidation, reimbursement shall be presumed and CBP shall double the antidumping duties due. If an importer timely files a protest challenging the presumption of reimbursement and doubling of duties, consistent with CBP's protest process, CBP may accept the reimbursement statement filed with the protest to rebut the presumption of reimbursement.

7. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by OV: SDH.)

8. There are no restrictions on the release of this information.

Michael B. Walsh

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party